

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Monday, September 25, 2017 at 7:30 p.m.

The meeting was opened at 7:30 p.m. with the Pledge of Allegiance led by Trustee Piazza.

Present: Daniel O. DeLano, Deputy Mayor
Deb Rogers, Trustee
Basil J. Piazza, Trustee

Also present: Lynda L. Juul, Administrator/Clerk-Treasurer
Judith A. Kindron, Deputy Treasurer
Charles Grieco, Village Attorney
Maggie Winship, Director of Community Development
Ben Vilonen, DPW Crew Chief

Excused: Brian J. Kulpa, Mayor
John "Al" Yates, Jr., Trustee

ON MOTION by Deputy Mayor DeLano, seconded by Trustee Piazza, it was moved to approve the minutes of the regular meeting held on September 11, 2017 as submitted.

Motion carried. 3 – 0.

<p style="text-align: center;">Public Hearing - Continued Proposal to Amend Chapter 103 (Vehicles and Traffic) To add No Standing on east and north sides of Oakgrove Dr. from Park Dr. to Garrison Rd.</p>
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ON MOTION by Deputy Mayor DeLano, seconded by Trustee Piazza, it was moved to re-open the public hearing at 7:35 p.m.

Motion carried. 3 – 0.

Member(s) of the audience who spoke and the topics of their comment(s) *[The Village Board's comments in italics.]*

1. Larry Brenton, 31 Monroe Dr. – Should consider the whole community. Will this be pursued further? *[Deputy Mayor DeLano – Not moving on this tonight. No concise opinion from Traffic & Safety Committee. Traffic & Safety is not so hot on opening up streets due to potential for increased traffic and speed. Trustee Rogers – Mr. Brenton makes a good point. Should look at all Village streets. Deputy Mayor DeLano - Issues usually occur during events. Signed for No Parking on one side during Old Home Days and it worked well.]* Understands what they are saying but speed is immaterial. It is an enforcement issue.

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2. Nick Roth, 135 Oakgrove Dr. – Is a member of the Traffic & Safety Committee. Has noticed people turn off Garrison Rd onto Oakgrove to avoid Main and Evans intersection

ON MOTION by Deputy Mayor DeLano, seconded by Trustee Rogers, it was moved at 7:42 p.m. to close this public hearing.

Motion carried. 3 – 0.

<p style="text-align: center;">Public Hearing - Continued Proposed Local Landmark Designation 5429 Main Street (Starbucks/Alex and Ani)</p>
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ON MOTION by Deputy Mayor DeLano, seconded by Trustee Piazza, it was moved to re-open the public hearing at 7:43 p.m.

Motion carried. 3 – 0.

Deputy Mayor DeLano stated the owners requested we hold this public hearing open to further look into mortgage issues. Letter submitted today.

Member(s) of the audience who spoke and the topics of their comment(s) [*The Village Board's comments in italics.*]

1. Laura Smith of Hunter Secret & Emery - Is available to answer any questions on the letter.

ON MOTION by Trustee Piazza, seconded by Deputy Mayor DeLano it was moved at 7:45 p.m. to hold this public hearing open until the October 10, 2017 Village Board meeting.

Motion carried. 3 – 0.

<p style="text-align: center;">Public Hearing - Continued Proposed Local Landmark Designation 34 & 42 W. Spring Street (Brewery Hill)</p>
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ON MOTION by Deputy Mayor DeLano, seconded by Trustee Piazza, it was moved to re-open the public hearing at 7:45 p.m.

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Motion carried. 3 – 0.

The following member(s) of the audience addressed the Board [*Village Board members' comments in italics*]:

Ed Zabel, 24 Pasadena Pl. – Law regarding distance restrictions of breweries from schools. [*Village Attorney Grieco – Brewery license is OK (can serve); 200' rule applies to retail license not manufacturing.*]

ON MOTION by Deputy Mayor DeLano, seconded by Trustee Piazza, it was moved at 7:48 p.m. to close this public hearing.

Motion carried. 3 – 0.

ON MOTION by Deputy Mayor DeLano, seconded by Trustee Piazza, it was moved to open the public participation portion of the meeting.

Motion carried. 3 – 0.

Member(s) of the audience who spoke and the topics of their comment(s) [*The Village Board's comments are in italics*]:

1. Nick Roth, 135 Oakgrove Dr. – Installation of old fire bell in front of Village Hall is very nice. Current siren is out of service from 6:00 p.m. to 9:00 a.m. and is archaic and unnecessary. Fire companies from Kenmore, Snyder, East Amherst, etc. don't have one. Fire fighters are notified electronically now. It is not needed anymore. It is obnoxious and annoying. [*Trustee Rogers – She has had neighbors who have complained to her about it.*]

2. Larry Brenton, 31 Monroe Dr. – Used to be a siren on every corner.

3. Thomas Frank, 5403 Main St. – Imagine Amherst; NYSERDA; Traffic on Main Street; CFA; Regional Economic Council; Vacant and abandoned commercial properties.

4. Noel Bartlo, 55 California Dr. – Asked about the details of the South Long Street Project. [*Deputy Mayor DeLano – Green infrastructure project similar to E. Spring Street Project.*] Would like to see plans. Any updates on Natale negotiation? [*Village Attorney Grieco – Submitted proposed land swap, updated traffic study, an appraisal but still negotiating. Deputy Mayor DeLano – Working on setting up a meeting for possibly next Monday, October 2nd.*] Is site plan dependent on land swap? [*Village Attorney Grieco – Working on draft land swap agreement.*]

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5. Larry Brenton, 31 Monroe Dr. – Has bid for S. Long been awarded? [*Deputy Mayor DeLano – It is on agenda for tonight.*] When he was on the Board, he had a sidewalk repair/replacement project. There are sidewalks in violation of the code with many over ½” deviation and up to 3”. Village initiated 25% cost to be paid by the Village. Would like the Board to consider this. [*Trustee Piazza – If tree in ROW causes the issue, the Village will replace the sidewalk. Otherwise, property owner is responsible.*] He is asking that this be developed.

ON MOTION by Deputy Mayor DeLano, seconded by Trustee Piazza, it was moved to close the public participation portion of the meeting.

Motion carried. 3 – 0.

Report – Deputy Mayor DeLano

Deputy Mayor DeLano reported on the following topic(s): Tree planting coming up. Will be planting 40 – 50 trees.

ON MOTION by Deputy Mayor DeLano, seconded by Trustee Piazza, the following resolution was adopted:

RESOLVED, that payroll and vouchers in the amount of **\$309,938.09** covering the period from 9/6/17 to 9/19/17, are hereby approved as follows:

Payroll covering 9/4/17 – 9/17/17: \$37,997.61

Vouchers covering 9/6/17 – 9/19/17:

General Fund	\$67,510.16
Water Fund	\$0.00
Sewer Fund	\$1,590.92
Glen Park Fund	\$2,900.28
Trust & Agency Fund	\$14,688.50
Debt Service	\$99,587.43
Community Development	\$0.00
Capital Fund	<u>\$85,663.43</u>
	\$271,940.48

GRAND TOTAL: **\$309,938.09**

Motion carried. 3 – 0.

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ON MOTION by Deputy Mayor DeLano, seconded by Trustee Piazza, the following resolution was adopted:

RESOLVED, that the following *budget transfers* are hereby made in the *General Fund* for the *2017-2018* fiscal year:

To:	001-1110-4110 (Village Justices-Service Contracts)	\$9.00
From:	001-1110-4010 (Village Justices-Office Supplies)	\$9.00
To:	001-1640-2000 (Central Garage-Equipment)	\$54.00
From:	001-1640-4161 (Central Garage-Small Equip. Repair)	\$54.00
To:	001-3410-4160-3406 (Fire Protection-Truck Expense/Ladder 6)	\$3,090.00
From:	001-3410-4160 (Fire Protection-Truck Expense)	\$3,090.00
To:	001-5010-2000 (Street Administration-Equip.)	\$176.00
From:	001-5010-4260 (Street Administration-Maint. Supplies)	\$176.00
To:	001-5110-4000 (Street Maint.-Seasonal Help)	\$2,527.00
From:	001-5110-1000 (Street Maint.-Personal Services)	\$2,527.00
To:	001-5110-4000 (Street Maint.-Seasonal Help)	\$1,665.00
From:	001-5110-1000 (Street Maint.-Personal Services)	\$1,665.00
To:	001-5110-4161-0900 (Street Maint.-Repairs/2013 Nissan Leaf)	\$36.00
	001-5110-4161-0906 (Street Maint.-Repairs/2007 International)	\$298.0
From:	001-5110-4161 (Street Maint.-Repairs/Equip.)	\$334.00
To:	001-5110-4161-0904 (Street Maint.-Repairs/2005 Freightliner)	\$94.00
	001-5110-4161-0905 (Street Maint.-Repairs/2007 Int'l Dump)	\$298.00
From:	001-5110-4161 (Street Maint.-Repairs/Equip.)	\$392.00
To:	001-8510-4450 (Community Beautification-Misc.)	\$27.00
From:	001-8510-4340 (Community Beautification-Plants)	\$27.00
To:	001-8560-4160 (Shade Trees-Equip. Repairs)	\$531.00
	001-8560-4350 (Shade Trees-Tree Maint.)	\$3,000.00
From:	001-8560-4360 (Shade Trees-Trees/Replacement/Reg.)	\$3,531.00

Motion carried. 3 – 0.

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ON MOTION by Deputy Mayor DeLano, seconded by Trustee Piazza, the following resolution was adopted:

RESOLVED, that the following *budget amendment* is hereby made in the *General Fund* for the *2017-2018* fiscal year to account for payment from Independent Health as a Corporate Community Sponsorship for the Chalk Art at the Main Street Block Party on 8/12/17:

Increase:	001-0001-2770 (Miscellaneous Revenue)	\$360.00
Increase:	001-7550-4975 (Celebrations-Main Street Block Party)	\$360.00

Motion carried. 3 – 0.

ON MOTION by Deputy Mayor DeLano, seconded by Trustee Piazza, the following resolution was adopted:

RESOLVED, that the following *budget amendment* is hereby made in the *General Fund* for the *2017-2018* fiscal year to account for the purchase of a Scag walk behind mower and a Scag zero turn mower:

Increase:	001-0001-0599 (Appropriated Surplus)	\$9,513.00
Increase:	001-7110-2000 (Parks-Equipment)	\$9,513.00

Motion carried. 3 – 0.

ON MOTION by Deputy Mayor DeLano, seconded by Trustee Piazza, the following resolution was adopted:

RESOLVED, that the proposal from Digital Surveillance Solutions dated March 29, 2017, for equipment that would connect security cameras in Glen Park to the internet, is hereby accepted in the amount of \$6,921.39.

Motion carried. 3 – 0.

ON MOTION by Deputy Mayor DeLano, seconded by Trustee Piazza, the following resolution was adopted:

WHEREAS, the Village of Williamsville has received funding through NYS Environmental Facilities Corporation (NYSEFC) and the Dormitory Authority of the State of New York (DASNY) for a green infrastructure project on S. Long St.; and

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WHEREAS, the project was advertised and sealed bids were received and opened on September 12, 2017; and

WHEREAS, five (5) bids were received for this project, which includes a base bid and three alternates;

NOW, THEREFORE, BE IT RESOLVED, that the S. Long Street project base bid, Alternate A and Alternate B, are hereby awarded to Occhino Corporation for their low bid of \$1,110,934.49.

Motion carried. 3 – 0.

Report – Trustee Piazza

Trustee Piazza reported on the following topic(s): Village officials organization continues to be concerned with unfunded mandates.

ON MOTION by Trustee Piazza, seconded by Deputy Mayor DeLano, the following resolution was adopted:

WHEREAS, Congress is giving serious consideration to eliminating the federal income tax deduction for state and local taxes; and

WHEREAS, this deduction, which has been in place for more than 100 years, is heavily utilized by residents of our community and our state; and

WHEREAS, New York residents already pay more into the federal treasury than the federal government returns to New York; and

WHEREAS, the state and local tax deduction is a fundamental principle of federalism and without it our residents would be faced with double taxation as they would be forced to pay federal income taxes on the taxes they pay to state and local governments; and

WHEREAS, this federal cost shift onto local governments would place extreme pressure on municipal budgets, including diminished revenue for essential local government investments, including public safety and public infrastructure; and

WHEREAS, increased federal taxation and reduced municipal services will harm our local housing markets, decrease home values and erode our local tax base;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Williamsville expresses its strong opposition to any tax reform proposals that would eliminate the State and Local Tax

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Deduction and urges U. S. Congressman Brian Higgins of the 26th District to join us in publicly opposing any such proposal.

Motion carried. 3 – 0.

Report – Trustee Rogers

No report.

ON MOTION by Trustee Rogers, seconded by Trustee Piazza, the following resolution was adopted:

RESOLVED, that the Mayor is hereby authorized to sign the *Pre-Hospital Emergency Medical Services Contract* between the Village of Williamsville and Twin City Ambulance Company for a term of three (3) years extending from *January 1, 2018 – December 31, 2020*, with an optional two-year extension.

Motion carried. 3 – 0.

Staff Report(s)

DPW Crew Chief Ben Vilonen reported on the following topic(s): Leaf season will kick off on October 16th.

ON MOTION by Deputy Mayor DeLano, seconded by Trustee Piazza, it was moved to open the Executive Session at 8:21 p.m. for the purpose of discussing a litigation issue and a personnel issue.

Motion carried. 3 – 0.

ON MOTION by Deputy Mayor DeLano, seconded by Trustee Piazza, it was moved to close the Executive Session at 8:44 p.m.

Motion carried. 3 – 0.

ON MOTION by Deputy Mayor DeLano, seconded by Trustee Piazza, it was moved to adjourn the regular meeting at 8:44 p.m.

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Motion carried. 3 – 0.

Lynda L. Juul
Administrator/Clerk-Treasurer